

**IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT  
IN AND FOR ORANGE COUNTY, FLORIDA**

**GENERAL JURISDICTION DIVISION**

**SHARRIF K. FLOYD,**

**Plaintiff,**

**v.**

**Case No.: 2018-CA-012128-O**

**DR. JAMES ANDREWS, M.D.;  
DR. GREGORY HICKMAN, M.D.;  
DR. CHRISTOPHER WARRELL, M.D.;  
DR. TARIQ HENDAWI, M.D.; THE  
ANDREWS AMBULATORY SURGERY  
CENTER, LLC; PARADIGM  
ANESTHESIA, P.A.; BAPTIST  
HOSPITAL, INC.; BAPTIST HEALTH  
CARE CORPORATION; GULF BREEZE  
HOSPITAL, INC.; BAPTIST HOSPITAL,  
INC. d/b/a GULF BREEZE HOSPITAL  
And BAPTIST PHYSICIAN GROUP, LLC,**

**Defendants.**

\_\_\_\_\_/

**DEFENDANTS HICKMAN AND PARADIGM'S REPLY  
TO PLAINTIFF'S OMNIBUS MEMORANDUM IN OPPOSITION TO  
MOTIONS TO CHANGE AND/OR TRANSFER VENUE**

Defendants, GREGORY HICKMAN, M.D. (Hickman) and PARADIGM ANESTHESIA, P.A., (Paradigm), by and through their undersigned trial counsel, hereby file their Reply in Support of the Defendants' Motion to Change and/or Transfer Venue and in opposition to Plaintiff's "Omnibus Memorandum in

Opposition to Defendants' Motions to Transfer Venue on *Forum Non-Conveniens* Grounds." In support of this Reply, Defendants Hickman and Paradigm adopt and incorporate by reference the Reply filed by Co-Defendants James Andrews, M.D.; Christopher Warrell, M.D.; Tariq Hendawi, M.D.; Baptist Hospital, Inc.; Baptist Physician Group, LLC; and Baptist Health Care Corporation.

As more fully explained in the Co-Defendant's Reply, as well as in the initial motions to transfer venue filed by the Defendants, the facts of this case and the law support changing venue to Santa Rosa County pursuant to Section 47.122, Florida Statutes. All of the Defendants have submitted evidence showing that the convenience of the parties, the convenience of the witnesses, and the interests of justice overwhelmingly favor Santa Rosa County over Orange County. The evidence submitted by the Defendants on this issue is the only evidence before this Court. The Plaintiff does not and cannot show that this case has any meaningful connection to Orange County.

Therefore, Defendants, GREGORY HICKMAN, M.D. and PARADIGM ANESTHESIA, P.A., respectfully request this Court to change or transfer venue from Orange County, Florida to Santa Rosa County, Florida.

Respectfully submitted this 6th day of February, 2019.

**HENRY BUCHANAN, P.A.**

/s/ *Jesse F. Suber*

JESSE F. SUBER

Florida Bar No. 0380891

E. VICTORIA PENNY

Florida Bar No. 0032613

J. STEVEN CARTER

Florida Bar No. 896152

Post Office Box 14079

Tallahassee, Florida 32317-4079

T: (850) 222-2920

F: (850) 224-0034

E: [mmeservice@henryblaw.com](mailto:mmeservice@henryblaw.com)

*Attorneys for Defendants Gregory  
Hickman, M.D. and Paradigm  
Anesthesia, P.A.*

## **CERTIFICATE OF SERVICE**

THE UNDERSIGNED hereby certifies that the foregoing document was served via electronic mail to the following persons, this 6th day of February, 2019:

**Bradford R. Sohn, Esq.**

The Brad Sohn Law Firm, PLLC  
2600 S. Douglas Road, Suite 1007  
Coral Gables, Florida 33134  
[brad@sohn.com](mailto:brad@sohn.com)

*Co-Counsel for Plaintiff*

**Read K. McCaffrey, Esq.**

**Gabriel E. Nieto, Esq.,**

**Jim Montalvo, Esq.**

Rasco, Klock, Perez & Nieto, LLC  
2555 Ponce De Leon Blvd., Suite 600  
Coral Gables, Florida 33134

[rmccaffrey@rascoklock.com](mailto:rmccaffrey@rascoklock.com)

[gnieto@rascoklock.com](mailto:gnieto@rascoklock.com)

[jmontalvo@rascoklock.com](mailto:jmontalvo@rascoklock.com)

[kalfonso@rascoclock.com](mailto:kalfonso@rascoclock.com)

*Co-Counsel for Plaintiff*

**J. Nixon Daniel, III, Esq.**

**Jack W. Lurton, III, Esq.**

Beggs & Lane, RLLP  
501 Commendencia Street  
Pensacola, Florida 32502

[jnd@beggslane.com](mailto:jnd@beggslane.com)

[jwl@beggslane.com](mailto:jwl@beggslane.com)

[dlt@beggslane.com](mailto:dlt@beggslane.com)

[ch@beggslane.com](mailto:ch@beggslane.com)

*Attorneys for James Andrews, MD;*

*Christopher Warrell, MD; Tariq*

*Hendawi, MD; Baptist Hospital, Inc.;*

*Baptist Health Care Corporation; Gulf*

*Breeze Hospital, Inc.; Baptist Hospital,*

*Inc. d/b/a Gulf Breeze Hospital; and*

*Baptist Physician Group, Inc.*

**S. William Fuller, Jr., Esq.**

**Kirk A. Carter, Esq.**

Hall Booth Smith, P.C.

2565 Barrington Circle

Tallahassee, Florida 32308

[wfuller@hallboothsmith.com](mailto:wfuller@hallboothsmith.com)

[kcarter@hallboothsmith.com](mailto:kcarter@hallboothsmith.com)

[sfranks@hallboothsmith.com](mailto:sfranks@hallboothsmith.com)

*Attorneys for The Andrews Institute*

*Ambulatory Surgery Center, LLC*

/s/ Jesse F. Suber

Attorney